

## **MINUTES**

### **EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING**

**Tuesday, November 28, 2017**

**City Council Chamber**

**4:00 p.m.**

#### **PLEDGE OF ALLEGIANCE AND ROLL CALL**

Council President Kincaid called the meeting to order. The following members were present: Council Members Kate Beaton, Kerry Kincaid, David Klinkhammer, Kathy Mitchell, David Strobel, Bob Von Haden, Terry Weld, Andrew Werthmann and Michael Xiong. Council Members absent: Catherine Emmanuelle and Tim Tewalt.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, November 28, 2017:

- Adopting the Consent Agenda.
- Approving the Minutes of the November 14, 2017 Council Legislative Session.
- Granting new bartender licenses.
- Granting the renewal of Secondhand Article Dealer licenses for the 2018 licensing year.
- Granting the renewal of Secondhand Jewelry Dealer licenses for the 2018 licensing year.
- Granting the renewal of Pawnbroker licenses for the 2018 licensing year.
- Approving Procurement No. 2017-62, furnish various chemicals for water and waste water treatment.

Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt the consent resolution.” Said motion passed by unanimous vote.

#### **LICENSES**

The City Council considered a resolution granting a Combination “Class B” Intoxicating Liquor & Fermented Malt Beverage license and a Class A Cabaret license to 422 Water Street LLC, d/b/a Social Club, 420-422 Water Street, Lisa K. Aspenson, agent. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Werthmann “to adopt the resolution.” Said motion passed by unanimous vote.

#### **LIGHT UP EAU CLAIRE**

The City Council considered a resolution authorizing Visit Eau Claire to conduct New Year’s Eve Light Up Eau Claire on Sunday, December 31, 2017, with parade on Barstow Street and Graham Avenue, fireworks in Phoenix Park, and entertainment on top of North Barstow Parking Ramp. Thereupon a motion was offered by Council Member Beaton and seconded by Council Member Weld “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to Eau Claire Area Convention and Visitor Bureau Inc., Mike Rindo, president, December 31, 2017 and January 1, 2018, at the municipal parking lot at Barstow Street and Grand Avenue for the Light Up Eau Claire event. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to Eau Claire Area Convention and Visitor Bureau Inc., Mike Rindo, president, December 31, 2017 and January 1, 2018, at the municipal parking ramp at North Barstow Street for the Light Up Eau Claire event. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt the resolution.” Said motion passed by unanimous vote.

### **AGREEMENT**

The City Council considered a resolution authorizing the City Manager to enter into a State Municipal Financial Agreement and State Municipal Maintenance Agreement for the construction of a shared-use trail along STH 37, from Clairemont Avenue to Hamilton Avenue, as part of state project 7110-05-02/22/72. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Werthmann “to adopt the resolution.” Said motion passed by unanimous vote.

### **TRANSIT FARES**

The City Council considered a resolution directing the City Manager to develop a plan to provide reduced bus fares for low-income people. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Weld “to adopt the resolution.”

Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Beaton to amend the resolution by adding the following BE IT RESOLVED clause: “THEREFORE, BE IT FURTHER RESOLVED by the City Council of the City of Eau Claire that the poverty level for reduced fares shall be defined according to the United Way ALICE Report.” Said motion failed by the following vote: Aye: Council Members Beaton and Werthmann. Nay: Council Members Kincaid, Klinkhammer, Mitchell, Strobel, Von Haden, Weld and Xiong.

Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Beaton to amend the resolution by adding the following BE IT RESOLVED clause: “THEREFORE, BE IT FURTHER RESOLVED by the City Council of the City of Eau Claire that long-term, affordable and expanded access for low-income riders shall be included in the RFP for the Transit Development Plan in 2018.” Said motion failed by the following vote: Aye: Council Members Beaton, Werthmann and Xiong. Nay: Council Members Kincaid, Klinkhammer, Mitchell, Strobel, Von Haden and Weld.

Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Beaton to amend the resolution by amending the NOW, THEREFORE, BE IT RESOLVED clause to add the underlined language as follows: “NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Eau Claire that the City Council directs the City Manager to develop a plan to provide reduced fares for low- income people; that he work with the Transit Commission; that he provide an opportunity for input by Council members before a plan is finalized; that he solicit input from transit riders and stakeholders in the Chippewa Valley through a listening session or open house; and that he report back to the Council by March 1, 2018.” Said motion failed by the following vote: Aye: Council Members Beaton and Werthmann. Nay: Council Members Kincaid, Klinkhammer, Mitchell, Strobel, Von Haden, Weld and Xiong.

A vote was then taken to “adopt the resolution as presented.” Said motion passed by unanimous vote.

### **TAX LEVIES & TAX RATES**

The City Council considered a resolution establishing the 2017 tax levies for taxes collectible in 2018 and setting the tax roll for all governmental units within the City of Eau Claire. Thereupon a motion was offered by Council Member Beaton and seconded by Council Member Weld “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution levying tax rates for all taxable real and personal property in the 2017 tax roll of the City of Eau Claire located in Eau Claire and Chippewa counties. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to adopt the resolution.” Said motion passed by unanimous vote.

### **TAX INCREMENTAL DISTRICT NO. 5**

The City Council considered a resolution terminating TID No. 5, Gateway Northwest Business Park. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt the resolution.” Said motion passed by unanimous vote.

### **SEWERAGE RATE CHARGE**

The Council considered an ordinance amending Chapter 15.04 of the Code of Ordinances of the City of Eau Claire entitled “Sewerage Service Charge” to increase the sewer user charges as proposed in the 2018 Operating Budget. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Werthmann “to adopt the ordinance.” Said motion passed by unanimous vote.

## **ZONING**

The Council considered an ordinance amending the General Development Plan for C-3MX zoned property for the Keystone Crossing Development to allow for change to the general layout, and additional dwelling units (File Z-1534-13 Amd 2). Thereupon a motion was offered by Council Member Beaton and seconded by Council Member Weld “to adopt the ordinance.” Said motion passed by unanimous vote.

The Council considered an ordinance rezoning property located at 3004 Drier Road from TR-1A to R-1 (File Z-1615-17). Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to adopt the ordinance.” Said motion passed by unanimous vote.

## **ZONING**

The City Council had first reading on an ordinance rezoning property at 4803 and 4819 Bullis Farm Road from C-3P to R-3P with a General Development for two 20-unit assisted living memory care CBRFs and one 80-unit assisted living CBRF, and to approve three CBRFs with total capacity for 120 units with an exception to the 2,500’ requirement (File Z-1617-17, CBRF-2-17).

## **PARKING**

The City Council had first reading on an ordinance amending Tables VIII and IX of the Code of Ordinances of the City of Eau Claire entitled “Parking Prohibited” and “Parking During Specified Hours.”

## **ALDERMANIC DISTRICTS**

The City Council had first reading on a charter ordinance relating to the City Council and the reapportionment of the Aldermanic Districts of the City of Eau Claire.

## **ADJOURNMENT**

A motion was offered by Council Member Mitchell and seconded by Council Member Weld “that this meeting does now adjourn without objection.” Said motion passed by unanimous consent.

Adjournment: November 28, 2017

Time: 5:22 p.m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Carrie L. Riepl, City Clerk